

SWELLENDAM MUNICIPALITY



Integrated Development Plan 2017 – 2022

AS AMENDED FOR 2020-21

Statement that the process is complied

A statement that the process has been complied with, together with any explanations that may be necessary to amplify the statement

Swellendam Municipality hereby stated that the 2017 – 2022 Integrated Development Plan Amendment: 3rd Review process comply with Section 34 (b) of the MSA states that a Municipal Council may amend its IDP in accordance with a prescribed process which is set out in Regulation 3, of the Municipal Systems Act (MSA) Planning and Performance Management Regulations of 2001. The proposed process followed when:

1. Submitting a memorandum setting out the reasons for the proposal and should be aligned with the framework adopted in terms of MSA Sec. 27;

On 3 September 2019, Swellendam Municipality notify the office of Minister Bredell that the municipality embarked on amending the 2017-2022 Integrated Development Process Plan: 3rd Review of the 2017-2022 Integrated Development Plan in terms of section 34 (b) of the Municipal Systems Act (MSA) because of amendments to the Spatial Development Framework (SDF) that is to be aligned to the requirements as set out in the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) ('SPLUMA'), the Western Cape Land Use Planning Act, 2014 (Act 3 of 2014) ('LUPA') and the Swellendam Municipal Land Use Planning Bylaw, 2015.

2. The amendment to the IDP must be adopted by a decision taken by the Municipal Council (council resolution)

The 2017-2022 IDP Amendment Process Plan and 2019-2020 IDP-SDF-Budget-PMS Process Plan Time Schedule in preparation of the 2017-2022 IDP Amendment (3rd Review IDP) was approved by Council on 29 August 2019 (Item number A99/29/08/2019): municipal website www.swellenmun.co.za

EXTRACT COUNCIL MINUTES:

29 AUGUST 2019

Resolved

Item A99/29/08/2019

That the Amended Process Plan and Time Schedule for the drafting and review of the 2020-2022 IDP Amendment (which includes the budget preparation process) and amendment of the Spatial Development Framework (SDF) be approved in terms of Section 28 of the Municipal Systems Act (Act 32 of 2000), read together with Section 3(2) (a) of the Land Use Planning By-law; that the Council confirms its intention to amend the SDF.

3. Reasonable notice must be given to the members of Council about the proposed amendment and it has to be published for public comment for a period of at least 21 days.

EXTRACT COUNCIL MINUTES:

26 MARCH 2020

UNANIMOUSLY RESOLVED

Item A39/26/03/2020

that the amendments to the Draft 2017-2022 Five Year Integrated Development Plan (3rd Review) and the Draft Spatial Development Framework (SDF) be approved by Council in principle for public comment and made public in terms of section 22 of the MFMA.

(after the adopted Process Plan / Draft IDP-SDF the members of Council and the public has reasonable notice in advance)

The 2017-22 IDP Amendment: 3rd Review of the Fourth Generation IDP and the Swellendam Spatial Development Framework was approved by Council on 28 May 2020.

EXTRACT COUNCIL MINUTES: 28 MAY 2020

UNANIMOUSLY RESOLVED

Item A43/28/05/2020

THAT THE AMENDED 2017-2022 FIVE YEAR INTEGRATED DEVELOPMENT PLAN (3RD REVIEW) AND THE SPATIAL DEVELOPMENT FRAMEWORK (SDF) BE APPROVED BY COUNCIL.

AMENDMENT OF THE 2017-2022 FIVE YEAR INTEGRATED DEVELOPMENT PLAN AND THE SPATIAL DEVELOPMENT FRAMEWORK (SDF): THIRD REVIEW OF THE 2017-2022 INTEGRATED DEVELOPMENT PLAN

In the light of the COVID-19 Pandemic to minimize the risk of spreading the virus (social distancing), the municipality cancelled the April 2020 public meetings and sent links to various sector groups via email, WhatsApp and on the municipal website. The President announced a nationwide lock down from Thursday, 26 March 2020 - to 30 April 2020 which makes it more difficult for the public to visit the points where the municipality normally advertises municipal documents. The electronic options were a challenge as not all the residents have access to internet. The total public responses and inputs were addressed by management for consideration in the Final 2020-2021 Budget/IDP.

In addition to the amendment process, Districts and B-municipalities have to consider the following:

(i) District Municipality must

- Consult with its local municipalities; and
- Consider all comments provided to it by the B-municipalities before a final decision made

(ii) B-municipality must

- Consult its District Municipality; **(see attached confirmation letter from District Municipality)**
- Take all comments submitted to it by the district municipality into account before a final decision made.

Review of Spatial Development Framework (SDF)

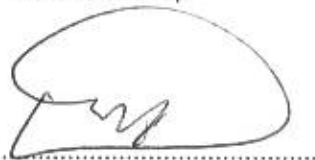
It is critical to note that Section 12(5) and (6) of SPLUMA states that:

- 12(5) A municipal spatial development framework must assist in integrating, coordinating, aligning and expressing development policies and plans emanating from the various sectors of the spheres of government as they apply within the municipal area.
- 12(6) Spatial development frameworks must outline specific arrangements for prioritising, mobilising, sequencing and implementing public and private infrastructural and land development investment in the priority spatial structuring areas identified in spatial development frameworks.

The Swellendam Municipality's intention to amend the SDF, was first advertised late in 2019 from 29 August 2019 till 7 October 2019. This round of public participation included a round of public meetings where the public was requested to submit comments and suggestions for amendment of the SDF.

I trust that the abovementioned will be received in good order.

Yours Faithfully



p.f. **AM GROENEWALD**
MUNICIPAL MANAGER

2020-05-29

DATE

OVERBERG

DISTRIKSMUNISIPALITEIT
DISTRICT MUNICIPALITY
UMASIPALA WESITHILI



MELD ASB/PLEASE QUOTE

Ons Verw./Our Ref.: 16/7

Navrae/Enquiries: Vanessa Zeeman

Bylyn/Ext.: 201

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Private Bag:
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e-mail/e-pos: vanessa@odm.org.za

25 March 2020

The Municipal Manager
Swellendam Municipality
49 Voortrekker Street
SWELLENDAM
6740

ATTENTION: Mr Anton Groenewald

Dear Sir

RE: AMENDMENT TO 2017/2022 INTEGRATED DEVELOPMENT PLAN

The Overberg District Municipality note the intention of Swellendam Municipality to embark on an amendment process of the Municipality's five-year Integrated Development Plan (IDP), due to the amendment of the Municipality's Spatial Development Framework (SDF), which Sector Plan serves as a core component of the IDP.

The Overberg District Municipality is satisfied that Swellendam Municipality, guided by the Spatial Planning and Land Use Management Act (SPLUMA), 2013, indeed followed due process by advertising the proposed changes to the SDF for public comment for a period of 60 days from 12 March 2020 to 11 May 2020.

It is therefore confirmed that the Overberg District Municipality notes the process that was followed by Swellendam Municipality in terms of the above process and is in support of the IDP Amendment process.

Yours faithfully

DP BERETTI
MUNICIPAL MANAGER

Swellendam

Munisipaliteit

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Municipality

Municipal Office
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SWELLENDAM, 6740
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e-pos / e-mail : info@swellenmun.co.za

Date : 03 September 2019
Reference Number : n/a
Enquiries : Ms Doreen Jonas
Attention : Gerhard Gerber
Per e-mail : Gerhard.Gerber@westerncape.gov.za

MEC: Local Government
1 Dorp Street
Cape Town
8001

ATTENTION: MINISTER ANTON BREDELL

Honourable Minister



NOTIFICATION OF THE AMENDMENT OF THE SWELLENDAM MUNICIPAL 2017-2022 IDP PROCESS AND THE INTENTION TO COMPILE THE SPATIAL DEVELOPMENT FRAMEWORK

The Swellendam Municipality is embarking on the Amendment of the 2017-2022 five year Integrated Development Process Plan: 3rd Review of the 2017-2022 Integrated Development Plan in terms of section 34 (b) of the Municipal Systems Act (MSA) and the compilation of its Spatial Development Framework (SDF) that is to be aligned to the requirements as set out in the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) ('SPLUMA'), the Western Cape Land Use Planning Act, 2014 (Act 3 of 2014) ('LUPA') and the Swellendam Municipal Land Use Planning Bylaw, 2015.

Amendment of 2017-2022 five year Integrated Development Process Plan: 3rd Review of the 2017-2022 Integrated Development Plan;

Section 34 (b) of the MSA states that a Municipal Council may amend its IDP in accordance with a prescribed process which is set out in Regulation 3, of the Municipal Systems Act (MSA) Planning and Performance Management Regulations of 2001. The process to be followed when amending an IDP, which can only be proposed by a member or a committee of council, entails the following:

- Submitting a memorandum setting out the reasons for the proposal and should be aligned with the framework adopted in terms of MSA Sec. 27;
- The amendment to the IDP must be adopted by a decision taken by the Municipal Council (council resolution);
- Reasonable notice must be given to the members of Council about the proposed amendment and it has to be published for public comment for a period of at least 21 days.

In addition to the amendment process, Districts and B-municipalities have to consider the following:

- (i) District Municipality must
 - Consult with its local municipalities; and
 - Consider all comments provided to it by the B-municipalities before a final decision is made
- (ii) B-municipality must
 - Consult its District Municipality;
 - Take all comments submitted to it by the district municipality into account before a final decision is made.

Review of Spatial Development Framework (SDF)

It is critical to note that Section 12(5) and (6) of SPLUMA states that:

- 12(5) A municipal spatial development framework must assist in integrating, coordinating, aligning and expressing development policies and plans emanating from the various sectors of the spheres of government as they apply within the municipal area.
- 12(6) Spatial development frameworks must outline specific arrangements for prioritising, mobilising, sequencing and implementing public and private infrastructural and land development investment in the priority spatial structuring areas identified in spatial development frameworks.

In terms of Section 11(b) of LUPA, the Municipality has opted not to establish an Intergovernmental Steering Committee. A Project Committee, responsible for the compilation /review of the SDF, will be established in terms of Section 4 of the Swellendam Municipality By-Law on Municipal Land Use Planning, 2015.

In view of the above, a formal request for comment will follow once a draft IDP/SDF has been finalised. Should you have any enquiries, please do not hesitate to contact Doreen Jonas at Swellendam Municipality: 028 514 8500

EXTRACT COUNCIL MINUTES: 29 AUGUST 2019

RESOLVED

Item A99/29/08/2019

that the Amended Process Plan and Time Schedule for the drafting and review of the 2020-2022 IDP Amendment (which includes the budget preparation process) and amendment of the Spatial Development Framework (SDF) be approved in terms of Section 28 of the Municipal Systems Act (Act 32 of 2000), read together with Section 3(2) (a) of the Land Use Planning By-law; that the Council confirms its intention to amend the SDF.

Item number A99: 29.08.2019

AMENDMENTS TO THE 2017-2022 FIVE YEAR INTEGRATED DEVELOPMENT PROCESS PLAN AND THE REVIEW OF THE SPATIAL DEVELOPMENT FRAMEWORK (SDF): THIRD REVIEW OF THE 2017-2022 INTEGRATED DEVELOPMENT PLAN

Yours faithfully



HENNIE SCHLEBUSCH
ACTING MUNICIPAL MANAGER

3/9/2019